## UNION PACIFIC RAILROAD COMPANY

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LAW DEPARTMENT
101 NORTH WACKER DRIVE, SUITE 1920
CHICAGO, ILLINOIS 60606
FAX NO. 312-777-2065

RONALD J. CUCHNA GENERAL SOLICITOR 312-777-2040



DATE: 2-16-05

GEORGE H. BRANT 312-777-2051 THOMAS W. CUSHING 312-777-2053 FREDERICK P. JOHNSTON, JR. 312-777-2047 DANIEL R. LA FAVE 312-777-2046 LINDA J. COYLE 312-777-2056 MACK H. SHUMATE, JR. 312-777-2055

Fax: 312/777-2065

то:	FAX NO.
RINI GHOSH	202-565-9000
STB	
FROM:	TELEPHONE NO.
MACK SHUMATE-UPRR	312-777-2055
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MESSAGE: SHPO Letter re: No historic properties for Section 106 process condition waiver.	
Malx. Al Affe	
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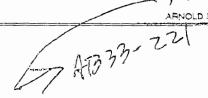
STATE OF CALIFORNIA - THE RESOURCES AGENCY

Date 45 - 89 10-20 68

ARNOLD SCHWARZENEGGER, Governor

OFFICE OF HISTORIC PRESERVATION DEPARTMENT OF PARKS AND RECREATION

P O. 80X 942896 SACRAMENTO, CA 94296-0001 (916) 652-6624 Fax: (916) 653-9824 calando @ond. darks.ca gov www.ond.parks.ca.gov





September 14, 2004

REPLY TO: STB040629A

Charles W. Saylors, Director, Legal Support Services Union Pacific Railroad Company 1416 Dodge Street OMAHA NB 68179

Re: Proposed Abandonment of the San Jose Industrial Lead from Milepost 16.3 to Milepost 19.6, Santa Clara County.

Dear Mr. Saylors:

Thank you for submitting to our office, on behalf of the U.S. Surface Transportation Board (STB), your June 25, 2004 letter and supporting documentation regarding the proposed abandonment of railroad tracks that are part of the San Jose Industrial Lead from Milepost (MP) 16.3 to MP 19.6, a distance of 3.3 miles in Santa Clara County. The abandonment of the tracks by the Union Pacific Railroad Company (UPRR) is due to the declining use of the alignment as a corridor for freight and other forms of rail transportation. UPRR has identified two railroad bridge structures (located at MP 16.32 and MP 18.43) with unknown construction dates inside within the project Area of Potential Effects (APE).

Pursuant to 36 CFR 800, regulations implementing Section 106 of the National Historic Preservation Act, STB is seeking my comments on its determination of the eligibility of the aforementioned bridge structures for inclusion on the National Register of Historic Places (NRHP). STB is also seeking my comments on its determination of the effects the proposed project will have on historic properties in accordance with 36 CFR 800. A review of the submitted documentation leads me to concur with STB's determination that neither of the aforementioned bridge structures are eligible for inclusion on the NRHP under any of the criteria established by 36 CFR 60.4. The properties have no strong associations with significant historical events or persons and are not examples of outstanding engineering design or function. On the basis of these comments I can now concur with STB's determination that the proposed project, as described, will have no effect on historic properties.

Thank you again for seeking my comments on your project. If you have any questions, please contact staff historian Clarence Caesar at (916) 653-8902, or by e-mail at ccaes@ohp.parks.ca.gov.

Sincerely.

Milford Wayne Donaldson, FAIA State Historic Preservation Officer